

COURT CLERK  
KIOWA COUNTY

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CHRIS SANDER, CLERK

IN THE DISTRICT COURT OF KIOWA COUNTY \_\_\_\_\_ DEPUTY  
STATE OF OKLAHOMA

ROBERT AND JANE NICHOLS, d/b/a  
NICHOLS LIVESTOCK,

Plaintiffs,

v.

CACTUS GROWERS, INC.,  
a/k/a CACTUS FEEDERS, INC.

Defendant.

Case No. CS-11-5

**PETITION**

Plaintiffs allege that:

1. On or about November 8, 2010, Plaintiff sold and delivered 125 steers to Defendant, and sent Defendant an invoice, a copy of which is attached hereto, marked as Exhibit A, and made a part hereof.

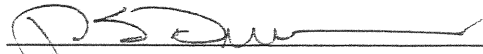
2. Defendant accepted delivery of the steers and the invoice. On information and belief, Defendant has sold those steers to a third party, and cannot or will not return them to Plaintiffs, or tell them where the steers are located.

3. Plaintiffs have demanded payment from Defendant of \$110,230.17 for the steers plus \$2,370.00 in trucking fees, but Defendant has refused to make any payment to Plaintiffs.

WHEREFORE Plaintiffs pray for judgment against Defendant in the sum of \$112,600.17, plus interest, costs and attorney fees, and for any such other and further relief that this Court may deem just and proper.



Respectfully submitted,



Jack S. Dawson, OBA #2235  
Miller Dollarhide, P.C.  
100 Park Avenue, Second Floor  
Oklahoma City, Oklahoma 73102  
Telephone: (405) 236-8541  
Facsimile: (405) 235-8130  
*Attorneys for Plaintiffs*

ATTORNEY LIEN CLAIMED

11-8-10**NICHOLS LIVESTOCK**21767 E. 1580 Rd.  
Mountain Park, OK 73559

INVOICE NO. 2018

SOLD TO Cactus Feeders Inc.SHIP TO Stratford FeedyardAddress P.O. Box 3050

Address \_\_\_\_\_

City-State-Zip Amarillo, TX 79116

City-State-Zip \_\_\_\_\_

Number of Head	Kind	Weight	Averages	Amounts
125	Strs	98.549	788	
			(250) 113.50	
			38 x 4 = (1.52)	
			111.98	110355.17
			less BC	(125.00)
				110230.17
<b>TOTALS</b>	Cactus pays trucks			

TRUCKER Jane 2lds

COMMISSION \_\_\_\_\_

Waurika, OK +50 to Stratford, TX

VETERINARY \_\_\_\_\_

395 miles x 3.00 x 2 = \$2370.00

TRUCKING \_\_\_\_\_

Please Remit to:  
Robert & Jane Nichols  
24 NW Eagle Mtn. Rd.  
Lawton, OK 73507

OTHER \_\_\_\_\_

TOTAL \_\_\_\_\_

EXHIBIT

A

tabbles